

I leave my home at 6:30 AM for work Monday through Friday. I do not arrive home until 6:30 to 7:00 PM and do not like to be bothered by unsolicited telemarketer calls in the evening. Although I believe all calls after 6:00 PM should be banned I recognize that will not likely happen. Therefore I relly request the Commission consider stopping the calls at 8:00 PM rather than 9:00 PM. At that time I am getting ready for the next day and for bed. I do not want to be bothered by such calls.

The do not call list does not work in some cases. I routinely ask to not be called again and then get calls from the same company the very next day. Trying to keep a list of my own is not something the general public is going to do thus rendering the rule non enforceable.

The ability to file a lawsuit and obtain \$500 damages is also not workable. First the plaintiff has the burden of proof of the calls in violation of the rules. The company will deny violation. The plaintiff can't win without proof beyond his word vs the company. Lawsuits can be filed in pro per but shouldn't be. The company will have a lawyer. Lawyers are expensive and will cost much more that \$500. There should be a provision for assessment of actual attorney fees in favor of the plaintiff in addition to the damages. The damage limit should be raised to \$1000 for first occurrences and higher for second, third, etc occurrences. Companies will gladly pay \$500 to the one in 100,000 person who actually files a suit and is able to prevail. The courts do not like to deal with these types of cases and try to get rid of them. That is to the advantage of the companies.

Telemarketers have never given to me an address or phone number. Rather than provide information or transfer me to a supervisor they just hang up. Then a series of hang up phone calls usually arrive over the next several days. Coincidence? I think not.

Finally I believe the glut of junk phone calls, emails and regular mail is costing consumers enormous sums of money, ties up phone lines and is killing useage of the internet for its intended purposes. Not a day goes by when I do not receive one or more "pre approved" credit card solicitations by phone and in the mail. Multiply that by the number sent to the rest of the general population and add that to the garbage that I pay someone to pick up weekly and the space in the landfill that is occupied by the discarded paper. It is time to eliminate all non solicited telemarketing, emails and regular mail in my opinion. Therefore any tighter regulation will be an improvement.

Thank you for your consideration and efforts.

John Griffen